

(PJWx),CLOSED,DISCOVERY

**UNITED STATES DISTRICT COURT for the CENTRAL DISTRICT OF
CALIFORNIA (Western Division – Los Angeles)
CIVIL DOCKET FOR CASE #: 2:12-cv-10600-ABC-PJW**

Laura T Williams v. Cal State Los Angeles et al
Assigned to: Judge Audrey B. Collins
Referred to: Magistrate Judge Patrick J. Walsh
Cause: 05:552 Freedom of Information Act

Date Filed: 12/11/2012
Date Terminated: 05/13/2013
Jury Demand: Plaintiff
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: Federal Question

Plaintiff

Laura T Williams

represented by **Laura T Williams**
PO Box 36614
Los Angeles, CA 90036
213-570-3907
PRO SE

V.

Defendant

Cal State Los Angeles
5151 University Dr L A CA 90032-8524

Defendant

Ass Director Rhoda Posey

represented by **Benjamin Barnouw**
CAAG – California Attorney General
Civil Division– Torts and Condemnation
Section
300 South Spring Street, Suite 1702
Los Angeles, CA 90013
213-897-9374
Email: ben.barnouw@doj.ca.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Director Tamie Nyugen

represented by **Benjamin Barnouw**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Vice President Anthony Ross

represented by **Benjamin Barnouw**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

President James M Rosser

represented by **Benjamin Barnouw**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
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12/11/2012		LODGED COMPLAINT forwarded to DUTY Magistrate Judge Alicia G. Rosenberg. Complaint sought to be filed by Plaintiff Laura T Williams. (esa) (Entered: 12/18/2012)
12/11/2012	<u>1</u>	REQUEST to Proceed In Forma Pauperis, Declaration in Support filed by plaintiff Laura T Williams. (Attachments: # <u>1</u> Lodged Complaint, # <u>2</u> part 2)(esa) (Entered: 12/18/2012)
12/17/2012	<u>2</u>	ORDER by Magistrate Judge Alicia G. Rosenberg granting <u>1</u> Request for Leave to file action without prepayment of filing fee. (esa) (Entered: 12/18/2012)
12/17/2012	<u>3</u>	COMPLAINT re Freedom of Information against defendants Cal State Los Angeles, Tamie Nyugen, Rhoda Posey, Anthony Ross, James M Rosser. Case assigned to Judge Audrey B. Collins for all further proceedings; Discovery referred to Magistrate Judge Patrick J. Walsh; (Filing fee IN FORMA PAUPERIS); Jury Demanded; filed by plaintiff Laura T Williams; SUMMONS NOT ISSUED.(esa) (Entered: 12/18/2012)
12/17/2012	<u>4</u>	CERTIFICATION AND NOTICE OF INTERESTED PARTIES filed by plaintiff Laura T Williams. (esa) (Entered: 12/18/2012)
12/21/2012	<u>5</u>	PROOF OF SERVICE Executed by Plaintiff Laura T Williams, upon Defendant Tamie Nyugen served on 12/21/2012, answer due 1/11/2013 in compliance with (statute not specified) by substituted service by mail. Original Summons NOT returned. (bm) (Entered: 12/26/2012)
01/15/2013	<u>6</u>	MINUTE ORDER IN CHAMBERS re ORDER TO SHOW CAUSE RE DISMISSAL FOR LACK OF PROSECUTION by Judge Audrey B. Collins: IT IS ORDERED that plaintiff's counsel show cause in writing not later than February 4, 2013, why this action should not be dismissed for lack of prosecution as to defendants Cal State Los Angeles, Ass Director, Rhoda Posey, Director, Tamie Nyugen, Vice President, Anthony Ross, President, James M. Rosser. (see document for further details) (bm) (Entered: 01/15/2013)
01/18/2013	<u>7</u>	NOTICE OF MOTION AND MOTION to Quash Summons re: Complaint – (Discovery), Complaint – (Discovery) <u>3</u> filed by Defendant Tamie Nyugen, Rhoda Posey, Anthony Ross, James M Rosser. Motion set for hearing on 2/25/2013 at 10:00 AM before Judge Audrey B. Collins. (Attachments: # <u>1</u> Exhibit Request for Judicial Notice in Support of Motion to Quash)(Barnouw, Benjamin) (Entered: 01/18/2013)
01/18/2013	<u>8</u>	<i>Notice of Interested Parties</i> filed by Defendant Tamie Nyugen, Rhoda Posey, Anthony Ross, James M Rosser, identifying Rhoda Posey, Tamie Nguyen, Anthony Ross and James Rosser. (Barnouw, Benjamin) (Entered: 01/18/2013)
01/22/2013	<u>9</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Attachment 1: Request for Judicial Notice <u>7</u> . The following error(s) was found: Other error(s) with document(s) are specified below. Other error(s) with document(s): A Request for Judicial Notice should be e–filed as a separate, stand–alone document using the event Requests–For Judicial Notice. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (bm) (Entered: 01/22/2013)
01/31/2013	<u>10</u>	RESPONSE For Order to show cause filed by Plaintiff Laura T Williams to MINUTE ORDER IN CHAMBERS re ORDER TO SHOW CAUSE RE DISMISSAL FOR LACK OF PROSECUTION <u>6</u> . (bm) (Entered: 02/01/2013)
01/31/2013	<u>11</u>	NOTICE OF NON OPPOSITION filed by plaintiff Laura T Williams. (bm) (Entered: 02/01/2013)
01/31/2013	<u>12</u>	PROOF OF SERVICE ON A STATE AGENCY OR LOCAL GOVERNMENT AGENCY Executed by Plaintiff Laura T Williams, upon Defendant Service of the Summons and Complaint were executed upon Susan Westover, California State University, Office of the Chancellor in compliance with statute not specified by personal service. Original Summons NOT returned. (bm) (Entered: 02/01/2013)

01/31/2013	<u>13</u>	PROOF OF SERVICE filed by plaintiff Laura T Williams, re Response <u>10</u> , Notice Of Non Opposition <u>11</u> served on 1/31/13. (bm) (Entered: 02/01/2013)
02/04/2013	<u>14</u>	APPLICATION FOR ENTRY OF DEFAULT AGAINST: California State University Office of the Chancellor, Tamie Nyugen Anthony Ross, Rhoda Posey, James M Rosser filed by plaintiff Laura T Williams. (bm) (Entered: 02/05/2013)
02/05/2013	<u>15</u>	NOTICE OF DEFICIENCY Re: APPLICATION for Clerk to Enter Default against defendants Cal State Los Angeles, Tamie Nyugen, Rhoda Posey, Anthony Ross, James M Rosser <u>14</u> . The Clerk cannot enter the requested relief as Motion by Defendants to Quash Service of the Summons and Complaint on file. (bm) (Entered: 02/05/2013)
02/11/2013	<u>16</u>	MINUTES (IN CHAMBERS): ORDER RE: MOTION TO QUASH SERVICE by Judge Audrey B. Collins: On January 18, 2013, Defendants filed a Motion to Quash Service (doc.no.7). On January 31, 2013, Plaintiff filed a motion of Non–Opposition to the Motion to Quash (doc.no.11), and a Proof of Service (doc.no.12) showing that Plaintiff attempted to re–serve Defendants that same day. Plaintiff's January 31, 2013 Proof of Service moots the Motion to Quash, so the Court hereby STRIKES the Motion to Quash on that basis. (bp) (Entered: 02/12/2013)
02/21/2013	<u>17</u>	NOTICE OF MOTION AND MOTION to Dismiss for Lack of Jurisdiction <i>or, in the Alternative, for Failure to State a Claim</i> filed by Defendant Tamie Nyugen, Rhoda Posey, Anthony Ross, James M Rosser. Motion set for hearing on 4/8/2013 at 10:00 AM before Judge Audrey B. Collins. (Barnouw, Benjamin) (Entered: 02/21/2013)
02/21/2013	<u>18</u>	MEMORANDUM in Support of MOTION to Dismiss for Lack of Jurisdiction <i>or, in the Alternative, for Failure to State a Claim</i> <u>17</u> filed by Defendants Tamie Nyugen, Rhoda Posey, Anthony Ross, James M Rosser. (Barnouw, Benjamin) (Entered: 02/21/2013)
03/13/2013	<u>19</u>	MEMORANDUM OF POINTS AND AUTHORITIES in Opposition to MOTION to Dismiss <u>17</u> , Based on FOIA, filed by Plaintiff Laura T Williams. (bm) (Entered: 03/14/2013)
03/15/2013	<u>20</u>	ORDER RE: SCHEDULING CONFERENCE by Judge Audrey B. Collins. This matter is set for Scheduling Conference on May 6, 2013 at 10:00 a.m. (bp) (Entered: 03/18/2013)
03/22/2013	<u>21</u>	REPLY In Support Of MOTION to Dismiss for Lack of Jurisdiction <i>or, in the Alternative, for Failure to State a Claim</i> <u>17</u> filed by Defendants Tamie Nyugen, Rhoda Posey, Anthony Ross, James M Rosser. (Barnouw, Benjamin) (Entered: 03/22/2013)
03/29/2013	<u>22</u>	MINUTES (IN CHAMBERS) ORDER RE: MOTION TO DISMISS by Judge Audrey B. Collins taking under submission <u>17</u> Motion to Dismiss for Lack of Jurisdiction: Pending before the Court is a Motion to Dismiss filed on February 21, 2013 (docket no. 17). Briefing on the Motion is complete. The Court finds the Motion appropriate for resolution without oral argument and therefore VACATES the hearing set for April 8, 2013. See Fed. R. Civ. P. 78, Local Rule 7–15. The Motion is now UNDER SUBMISSION. (bm) (Entered: 03/29/2013)
04/05/2013	<u>23</u>	MINUTES (IN CHAMBERS): ORDER GRANTING MOTION TO DISMISS by Judge Audrey B. Collins: The Court hereby GRANTS the Motion to Dismiss on both alternative bases. Although nothing in Plaintiff's Opposition indicates that she will be able to plead a colorable federal claim, the Court will allow Plaintiff on opportunity to amend her Complaint to do so. Any such amendment must be filed within thirty (30) days of the issuance of this order, or the action will be dismissed and the case will be closed without further notice. (bp) (Entered: 04/08/2013)
04/29/2013	<u>24</u>	STATUS REPORT REGARDING FAILURE BY PLAINTIFF TO MEET WITH DEFENSE COUNSEL IN ACCORDANCE WITH FEDERAL RULE OF CIVIL PROCEDURE 26(f) AND LOCAL RULE 26–1 filed by Defendants Tamie Nyugen, Rhoda Posey, Anthony Ross, James M Rosser. (Barnouw, Benjamin) (Entered: 04/29/2013)

05/02/2013	<u>25</u>	MINUTE ORDER IN CHAMBERS VACATING SCHEDULING CONFERENCE by Judge Audrey B. Collins: In light of Defendants' representation that Plaintiff has failed to participate in preparation of the Rule 26(f) Joint Report, see Defendants' Report, docket no. 24, the Court hereby VACATES the Scheduling Conference presently set for May 6, 2013. The Court will re-set the Scheduling Conference, if necessary, following Plaintiff's May 8, 2013, deadline for filing an amended complaint. (bm) (Entered: 05/02/2013)
05/13/2013	<u>26</u>	MINUTE ORDER IN CHAMBERS DISMISSING CASE by Judge Audrey B. Collins: On April 5, 2013, the Court issued an order granting Defendants' Motion to Dismiss and allowing Plaintiff thirty days until May 8, 2013 to file an amended complaint, or the matter would be dismissed and the case closed. As of the date of this order, Plaintiff has not filed an amended complaint or any other document. Accordingly, Court hereby DISMISSES this case; the Clerk's Office may close the case. (Made JS-6. Case Terminated.) (bm) (Entered: 05/13/2013)